



Gaming Commission

One Broadway Center, Schenectady, NY 12305
www.gaming.ny.gov

September 11, 2017

Amended

Gary Bogdanski
Head of Operations and Compliance
Boom Shakalaka, Inc.
335 Madison Avenue
16th Floor
New York, NY 10017

Re: Temporary Permit

Dear Mr. Bogdanski:

On August 18, 2017, the New York State Gaming Commission (“Commission”), having determined that Boom Shakalaka, Inc. d/b/a Boom Fantasy (“Applicant”) meets each of the requirements set forth in sections 1402 and 1404 of the Racing, Pari-Mutuel Wagering and Breeding Law to hold a temporary permit to offer interactive fantasy sports contests, hereby provides this temporary permit for Applicant to offer interactive fantasy sports contests in New York State, on a provisional basis, subject to the following conditions:

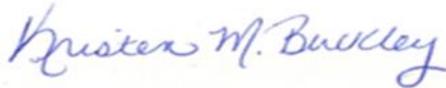
1. The material submitted in connection with Applicant’s Interactive Fantasy Sports Contest Application for a Temporary Permit is accurate and not misleading.
2. Applicant shall comply with all applicable provisions of Article 14 of the Racing, Pari-Mutuel Wagering and Breeding Law and any amendments thereto, as determined by Commission;
3. Applicant shall remit all payments to the State pursuant to Article 14 of the Racing, Pari-Mutuel Wagering and Breeding Law according to any instruction or direction of the Gaming Commission;
4. Applicant shall file an application for registration within 90 days of the promulgation of regulations to effectuate the registration process, as required by

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5. paragraph (b) of subdivision 1 of section 1402 of the Racing, Pari-Mutuel Wagering and Breeding Law; and
6. Applicant is permitted to offer in New York State only those types of games and contests, as set forth in the Appendix attached hereto, that Applicant offered to the public in New York State prior to November 10, 2015.

This temporary permit is not assignable and shall be effective until 90 days following the promulgation of regulations to effectuate the registration process to offer interactive fantasy sports in New York State or, if Applicant applies to be an interactive fantasy sports registrant in New York State, then this temporary permit shall be effective until Applicant is registered as an interactive fantasy sports operator pursuant to Racing, Pari-Mutuel Wagering and Breeding Law section 1402 or Applicant's application for registration as an interactive fantasy sports operator pursuant to Racing, Pari-Mutuel Wagering and Breeding Law section 1402 is denied.

Sincerely,



Kristen M. Buckley
Acting Secretary to the Commission

cc: Ronald Ochrym
Bradley Fischer
Edmund Burns

Appendix

In Boom contests, players create 8 person rosters by selecting an athlete from a predetermined group of four. Each group is oriented around a question of which athlete will perform the best with regard to a specific statistic. All athletes in a category can score fantasy points, not just the athlete who has the highest individual performance, though that athlete will receive a bonus.

Boom holds contests in the following sports: MLB, NFL and NBA.